

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JUSTIN CARTIER,)	4:08CV3162
)	
Petitioner,)	
)	
v.)	MEMORANDUM
)	AND ORDER
NEMAHA COUNTY JAIL,)	
)	
Respondent.)	

This matter is before the court on its own motion. On October 24, 2008, the court denied Petitioner's Motion to Proceed In Forma Pauperis and required the payment of the \$5.00 filing fee no later than November 24, 2008. (Filing No. [7](#).) The court warned Petitioner that failure to comply with its Memorandum and Order would result in dismissal of this matter without further notice. (*Id.*) Petitioner has not paid the \$5.00 filing fee or filed any other response to the court's previous Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice for failure to pay the court's filing fee and for failure to comply with a court order.
2. A separate judgment will be entered in accordance with this Memorandum and Order.

January 23, 2009.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge